

Application Serial No. 09/759,314
Response dated June 30, 2005
Response to Office Action dated May 2, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E JUL 05 2005
P A T E N T & T R A D E M A R K O F F I C E
In re Application of) Group: 1731
Christian Kunert et al.)
Serial No. 09/759,314)
Filed: January 12, 2001) Examiner: Mark Halpern
Title: COATING OF COOLED DEVICES)

RESPONSE TO OFFICE ACTION DATED MAY 2, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the May 2, 2005 Office Action, submitted herewith is an executed Terminal Disclaimer regarding Patent No. 6,757,317 issuing from Application No. 10/181,405.

With the filing of the Terminal Disclaimer, it is submitted that the application is in condition for allowance. However, if further issues remain, it is requested that the Examiner telephone the undersigned at 260-460-1692.

Respectfully submitted,

John F. Hoffman
Registration No. 26,280

Attorney for Applicants

JFH/sjm

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Enc. Return Postcard

CERTIFICATION OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: June 30, 2005

JOHN F. HOFFMAN, REG. NO. 26,280

Name of Registered Representative

Signature

June 30, 2005

Date

JUL 05 2005

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------------|---|---------------------------|-----------------------|
| Appl. No. | : | 09/759,314 | Confirmation No. 1786 |
| Applicant | : | Christian Kunert | |
| Filed | : | January 12, 2001 | |
| Title | : | COATING OF COOLED DEVICES | |
| TC/A.U. | : | 1731 | |
| Examiner | : | Mark Halpern | |
| Atty. Docket No. | : | WEI0020 | |
| Customer No. | : | 0832 | |

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, John F. Hoffman, Regis. No. 26,280, am an Attorney of Record representing the Applicant in U.S. Patent Application Serial No. 09/759,314, filed January 12, 2001. Schott AG is the owner of 100 percent (100%) of the entire right, title and interest in U.S. Patent Application Serial No. 09/759,314.

Schott AG hereby disclaims the terminal part of any patent granted on the above-identified patent application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,757,317 entitled "DEVICE FOR MELTING OR PURIFYING OF INORGANIC SUBSTANCES", issued June 29, 2004, which is owned solely by Schott AG, and agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title of said patent shall be the same as the legal title to U.S. Patent No. 6,757,317, granted on June 29, 2004, this agreement to run with any patent granted on U.S. Patent Application Serial No. 09/759,314 and to be binding upon the grantee of such patent, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application Serial No. 09/759,314, filed January 12, 2001, prior to the expiration date of the full statutory term of U.S. Patent No. 6,757,317 in the event that U.S. Patent No. 6,757,317 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all

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claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the U.S. Patent Application Serial No. 09/759,314 or any patent issuing thereon.

A check in the amount of \$130.00 as provided by 37 C.F.R. 1.20(d) is enclosed. If any additional fee is required, please charge to Account No. 02-0385, Baker & Daniels.

Date: June 30, 2005

John F. Hoffman
Registration No. 26,280
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